

**CHARLES EDSSEL KIKER,
Individually and Personal
Representative of Rodney Neil Kiker
(deceased),**

VS.

Defendant.

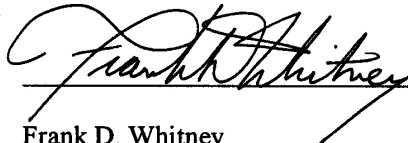
Furthermore, it does not appear to the Court that the parties have complied with the requirements of this Court’s Initial Scheduling Order. Although a motion for remand is pending, this Court has explicitly stated in its Initial Scheduling Order that “While motions to remand . . . typically will be decided as early in the case as practicable, the Court includes them in the group of preliminary motions that do not stay the pleading scheduling and commencement of discovery in

recognition of the fact that the litigation is likely to go forward in some forum even if not” this Court.

Accordingly, the Court ORDERS the parties to immediately familiarize themselves with and comply with the Court’s Initial Scheduling Order, which has been docketed in this case and also may be found on the Court’s Internet Site and at 3:07-MC-00047 (Doc. No. 2). The parties are ordered to file a Certification of Initial Attorneys’ Conference within seven (7) calendar days of this Order. Failure to do so may result in dismissal of the Complaint and Counterclaims.

IT IS SO ORDERED.

Signed: July 16, 2007


Frank D. Whitney
United States District Judge

